

Moore  
09/829,643

### REMARKS

The undersigned requests a personal interview with the Examiner in charge of this application to discuss the issues raised below.

Claims 24-33 were rejected under Sec. 112 as failing to comply with the written description requirement. In particular, the Examiner takes the position that there is no support in the specification for claim 24, line 15, where the second user is able to ascertain the type of pitch before the ball leaves the hand of the first user. In fact, support for this language appears in page 35, last four lines, and page 36, last four lines, for this limitation. Claim 24 has been amended to make the language correspond more closely to the language in the specification

Claims 24 and 25 were rejected as being unpatentable over Randall in view of Franklin and newly cited DeLanzo 5,118,104.

Claims 26-33 were rejected as being unpatentable over the above prior art and further in view of The Visual Dictionary.

DeLanzo was cited for the teaching that the batter is able to identify standard pitches associated with arm movements.

In the present invention, as pointed out in page 35 of the specification, the use of a half-ball or near half-ball requires exaggerated movements relative to the typical baseball, and it is this exaggerated movement which enables the batter to identify the various pitches as the ball leaves the pitcher.

This distinguishing feature of the present invention is believed not to be taught or suggested in the art of record, and should dictate the allowance of the claims all of which include this feature.

The use of so many references to reject the claims is highly suggestive of the unobviousness of the present invention. The only motivation for combining the references as the Examiner has done has to come from the teachings of this application.

As noted in previous amendments, there is lacking in the art of the essential idea of this invention which is to improve the proficiency of batters in a method of this type. No matter how

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many references are combined, it is only possible to suggest this invention by relying on the teachings of this application.

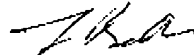
In view of the foregoing, it is urged that the claimed subject matter clearly distinguishes over the art of record and should be allowed.

As previously requested, in the event of non-allowance of the application, an interview with a supervisory patent examiner is requested.

The Examiner is requested to call the undersigned or Mr. Kroll if any changes are required to obtain allowance of this application.

A favourable action is solicited.

Respectfully submitted,



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CERTIFICATE OF FAXING

I hereby certify that this correspondence is being facsimile transmitted to the U. S. Patent and Trademark Office, telephone number 571-273-8300 on Dec. 14, 2005.



Leonard Belkin

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